



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

January 14, 2015

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Richard Rinehart, Director of Operations
Cornerstone Care, Inc.
1227 Smith Township State Road
Burgettstown, PA 15021

RE: Notice of Violation and Information Request, Docket No. 03-2015-008-VS
Cornerstone Care, Washington County, Pennsylvania
PWS ID No. PA5630838

Dear Mr. Rinehart:

The following Notice of Violation and Information Request are issued pursuant to Section 1414(a) of the Safe Drinking Water Act (SDWA), 42 U.S.C. §§ 300g-3(a), and are a coordinated effort with the Commonwealth of Pennsylvania. According to our records, and information we have received from the Pennsylvania Department of Environmental Protection (PA DEP), your public water system has violated certain provisions of the SDWA, 42 U.S.C. §§ 300f-300j-26, and the National Primary Drinking Water Regulations (NPDWR) found at 40 CFR Part 141.

Notice of Violation

Based on information we possess:

1. Cornerstone Care, Inc., ("Respondent") is a supplier of water and owner of the Cornerstone Care water system, public water system (PWS), identification number PA5630838 ("System"). The System serves a population of approximately 100 persons with piped water for human consumption, for a minimum of six months per year.
2. Respondent is a "person" as defined by Section 1401(12) of the SDWA, 42 U.S.C. §300f(12), and 40 CFR § 141.2.
3. The Cornerstone Care water system is a non-transient non-community water system as defined in 40 CFR § 141.2 that provides water from ground water sources.

4. For the quarterly monitoring periods starting July 2013 through the present, respondent failed to report measurement of the residual disinfectant level (chlorine) at the same point in the distribution system and at the same time as total coliforms are sampled, pursuant to 40 C.F.R. §141.132(c) and submitted electronically pursuant to PA Code Chap. 109.701(j). Residual disinfectant concentration must be measured with an analytical method listed in 40 C.F.R. §141.74(a)(2) or Appendix A of 40 C.F.R. part 141, Subpart C.
5. The System must be operated by a qualified person who meets the requirements specified by Pennsylvania, pursuant to 40 C.F.R. §141.130(c). Cornerstone Care has not had a certified operator since approximately October 2013.
6. Respondent failed to monitor for disinfectant byproducts (Total Trihalomethanes (TTHMs) and Haloacetic Acids (HAA5s)) during September 2014, pursuant to 40 C.F.R. §141.621.

Respondent is required to correct each of the above violations. EPA is available to provide advice and technical assistance to help address these issues.

This Notice of Violation is issued pursuant to Section 1414(a) of the SDWA, 42 U.S.C. § 300g-3(a). After thirty (30) days from the date of this notice, EPA is authorized either to issue an Administrative Order under Section 1414(g) requiring the public water system to comply, or to commence a civil action under Section 1414(b). Violations of the SDWA and the regulations are subject to penalties of up to \$37,500 per day of violation.

Request for Information

Section 1445(a) of the SDWA, 42 U.S.C. § 300j-4(a), authorizes EPA to require owners and operators of public water systems to provide information as may be necessary to carry out the purposes of the SDWA.

Respondent is required to provide EPA with the following information. This requirement to submit information is mandatory. Compliance with this requirement does not relieve Respondent of any liability for violations of the SDWA. Respondent may be subject to civil and criminal sanctions if it provides misleading or false information or fails to provide the requested information. Information which the Respondent provides may be used by EPA in administrative, civil or criminal proceedings.

You may, if desired, assert a business confidentiality claim covering all or part of the information requested herein in the manner described in 40 CFR Part 2. If no claim of

confidentiality accompanies the information requested herein, it may be made available to the public by EPA without further notice to you. This inquiry is not subject to review by the Office of Management and Budget under the Paperwork Reduction Act of 1980, 44 U.S.C. Chapter 35 (See 5 CFR § 1320.3(c)).

Accordingly, pursuant to Section 1445(a) of the SDWA, Respondent is directed to provide EPA with the following information about the System:

1. Name and street address of the owner or owners of the System. Do not provide a post office box. If a corporation, provide the names, titles, and addresses of officers. If a cooperative association, please list all property owners and addresses.
2. Name and street address of the operator or operators of the System (and state certification number, if applicable) if different than above. Do not provide a post office box. If a corporation, provide the names, titles, and addresses of officers.
3. Number of persons served by the System per day on average.
4. Number of service connections to the System.
5. State whether the System is operated year-round. If the System is not operated year-round, state the number of days in operation and the dates open.
6. Copies of chlorine disinfectant residual monitoring results collected since January 2013.
7. Copies of disinfectant byproduct monitoring results collected since October 2013.
8. Copies of any reports forwarded to the state regarding the above violations, including any plans for hiring a certified operator.

Your response to this Notice of Violation and Request for Information shall be in writing. **Your response is due within thirty (30) days of receipt of this Notice of Violation and Request for Information.** The instructions for responding to the inquiries are as follows:

- a. A separate narrative response must be made for each question set forth above, and for any subpart of each question.
- b. Label each response with the corresponding number of the question and any subpart to which it responds.

You should submit your response to:

Ms. Lisa M. Donahue
U.S. Environmental Protection Agency
Ground Water and Enforcement Branch (3 WP32)
1650 Arch Street
Philadelphia, PA 19103-2029
Donahue.lisa@epa.gov

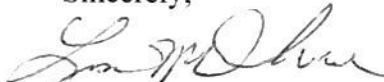
and

Mr. Alan Eichler
Pennsylvania Department of Environmental Protection
Safe Drinking Water Program
400 Waterfront Drive
Pittsburgh, PA 15222-4745

EPA has determined that your System may be a "small business" under the Small Business Regulatory Enforcement Fairness Act (SBREFA). The enclosed document entitled "Information for Small Businesses" provides information on contacting the SBREFA Ombudsman to comment on federal enforcement and compliance activities and also provides information on compliance assistance. As noted in the enclosure, any decision to participate in such program or to seek compliance assistance does not relieve you of your obligation to respond in a timely manner to an EPA request or other enforcement action, does not create any new rights or defenses under law, and will not affect EPA's decision to pursue this enforcement action. To preserve your legal rights, you must comply with all rules governing the administrative enforcement process. The Ombudsman and fairness boards do not participate in the resolution of EPA's enforcement action.

If you have any questions regarding any of the above, please contact Ms. Lisa M. Donahue, Ground Water and Enforcement Branch, at (215) 814-2062.

Sincerely,


for Karen D. Johnson, Chief

Ground Water and Enforcement Branch

Enclosure

cc: Ms. Lisa Daniels, PA DEP
Mr. Paul Vogel, PA DEP
Mr. John Thomas, PA DEP